

MESSAGE NO: 8346112 MESSAGE DATE: 12/12/1997

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-351-406, C-533-063

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1996 TO 12/31/1996

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AUTOMATIC LIQUIDATION FOR CERTAIN IRON-METAL CASTINGS FROM INDIA (C-533-063) & CERTAIN AGRICULTURAL TILLAGE TOOLS FROM BRAZIL (C-351-406) FOR THE PERIOD 1/1/96-12/31/96

MESSAGE NO: 8346112

DATE: 12 12 1997

CATEGORY: CVD

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: C - 533 - 063

C - 351 - 406

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PERIOD COVERED: 01 01 1996 TO 12 31 1996

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: AUTOMATIC LIQUIDATION FOR CERTAIN IRON-METAL CASTINGS FROM INDIA (C-533-063) & CERTAIN AGRICULTURAL TILLAGE TOOLS FROM BRAZIL (C-351-406) FOR THE PERIOD 1/1/96-12/31/96

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF CERTAIN MANUFACTURER/EXPORTERS WITH RESPECT TO THE COUNTERVAILING DUTY ORDERS ON CERTAIN IRON-METAL CASTINGS FROM INDIA (C-533-063) AND CERTAIN AGRICULTURAL TILLAGE TOOLS FROM BRAZIL (C-351-406) FOR THE PERIOD 1/1/96 - 12/31/96.

2. THE MERCHANDISE COVERED BY THE COUNTERVAILING DUTY ORDER ON
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CERTAIN IRON-METAL CASTINGS FROM INDIA (C-533-063) INCLUDES INDIAN MANHOLE COVERS AND FRAMES, CLEAN-OUT COVERS AND FRAMES, AND CATCH BASIN GRATES AND FRAMES. THESE ARTICLES ARE COMMONLY CALLED MUNICIPAL OR PUBLIC WORKS CASTINGS AND ARE USED FOR ACCESS OR DRAINAGE FOR PUBLIC UTILITY, WATER, AND SANITARY SYSTEMS. DURING THE REVIEW PERIOD, SUCH MERCHANDISE WAS CLASSIFIABLE UNDER THE HARMONIZED TARIFF SCHEDULE ITEM NUMBERS 7325.10.0010 AND 7325.10.0050.

THE COUNTERVAILING DUTY ORDER ON TILLAGE TOOLS FROM BRAZIL (C-351-406) COVERS CERTAIN TILLAGE TOOLS (DISCS) WITH PLAIN OR NOTCHED EDGES, SUCH AS COLTERS AND FURROW-OPENER BLADES.

3. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(C) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY SUMMARY ON THE SPECIFIED SUBJECT MERCHANDISE EXPORTED ON OR AFTER JANUARY 1, 1996 AND ON OR BEFORE DECEMBER 31, 1996 AS FOLLOWS:

CERTAIN IRON-METAL CASTINGS FROM INDIA
LIQUIDATE ALL MANUFACTURER/EXPORTERS EXCEPT:

CALCUTTA FERROUS LTD. C-533-063-018
CARNATION ENTERPRISE PTV. LTD C-533-063-002
CARNATION INDUSTRIES

COMMEX C-533-063-011
CRESCENT FOUNDRY CO PVT. LTD. C-533-063-003
DELTA ENTERPRISES C-533-063-016
DINESH BROTHERS C-533-063-015
KAJARIA IRON CASTINGS LTD. C-533-063-005
KEJRIWAL IRON & STEEL WORKS C-533-063-008
METFLOW"
NANDIKESHWARI IRON FOUNDRY PVT C-533-063-019
ORISSA METAL INDUSTRIES"
OVERSEAS IRON FOUNDRY"

R.B. AGARWALLA	C-533-063-001
RSI LIMITED	C-533-063-006
SERAMPORE INDUSTRIES	C-533-063-007
SHREE RAMA ENTERPRISE	C-533-063-022
SHREE UMA FOUNDRIES"	
SIKO EXPORTS	C-533-063-020
SSL EXPORTS"	
SUPER IRON FOUNDRY	C-533-063-017
UMA IRON & STEEL	C-533-063-010
VICTORY CASTINGS LTD.	C-533-063-021

" MANUFACTURER/EXPORTERS WITHOUT A SPECIFIED CASE NUMBER
WOULD FALL UNDER THE C-533-063-000 "ALL OTHER" CATEGORY.

TILLAGE TOOLS FROM BRAZIL (C-351-406)

LIQUIDATE ALL FIRMS EXCEPT:

MARCHESAN IMPLEMENTOS AGRICOLAS (C-351-406-002)

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL COMPLETION OF THE ADMINISTRATIVE REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS WHICH WERE EXPORTED ON OR AFTER JANUARY 1, 1996 AND ON OR BEFORE DECEMBER 31, 1996.

5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRY SUMMARIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE 12/31/96 BY MANUFACTURERS/EXPORTERS OTHER THAN THOSE IDENTIFIED ABOVE IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRY SUMMARIES OF THIS MERCHANDISE EXPORTED AFTER 12/31/96 WILL CONTINUE.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS, ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE 'HQ OAB'. THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT THE OFFICE OF AD/CVD ENFORCEMENT VI, IMPORT ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 482-2786.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party